

FILED

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

PABLO P. PIÑA

Plaintiff,
PETITIONER

v.

CALIFORNIA SUPREME COURT.

RESPONDENT
Defendant.

CASE NO

CV 07

5675

PRISONER'S
IN FORMA PAUPERIS
APPLICATIONRICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SI

2 ✓

I, PABLO PIÑA D-28079, declare under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes _____ No X

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

Gross: N/A Net: N/A

Employer: N/A

If the answer is "no," state the date of last employment and the amount of the gross and net salary and wages per month which you received. (If you are imprisoned, specify the last place of employment prior to imprisonment.)

IT'S BEEN OVER TWENTY YEARS AND I DON'T REMEMBER

2. Have you received, within the past twelve (12) months, any money from any of the following sources:

- | | | | |
|----|--|-----------|-------------|
| a. | Business, Profession or self employment | Yes _____ | No <u>✓</u> |
| b. | Income from stocks, bonds, or royalties? | Yes _____ | No <u>✓</u> |
| c. | Rent payments? | Yes _____ | No <u>✓</u> |
| d. | Pensions, annuities, or life insurance payments? | Yes _____ | No <u>✓</u> |
| e. | Federal or State welfare payments, Social Security or other government source? | Yes _____ | No <u>✓</u> |

If the answer is "yes" to any of the above, describe each source of money and state the amount received from each.

N/A

3. Are you married? Yes _____ No ✓

Spouse's Full Name: N/A

Spouse's Place of Employment: N/A

Spouse's Monthly Salary, Wages or Income:

Gross \$ N/A Net \$ N/A

4. a. List amount you contribute to your spouse's support:

\$ N/A

b. List the persons other than your spouse who are dependent upon you for support and indicate how much you contribute toward their support:

NONE

5. Do you own or are you buying a home? Yes _____ No ✓

Estimated Market Value: \$ N/A Amount of Mortgage: \$ N/A

6. Do you own an automobile? Yes _____ No ✓

Make N/A Year N/A Model N/A

Is it financed? Yes N/A No N/A If so, Total due: \$ N/A

Monthly Payment: \$ N/A

7. Do you have a bank account? (If you are a prisoner, include funds in your prison account, and provide the certificate attached, signed by an officer of the prison.)

Yes _____ No ☒

Name(s) and address(es) of bank: _____

Present balance(s): \$ 0

Do you own any cash? Yes _____ No ☒ Amount: \$ 0

Do you have any other assets? (If "yes," provide a description of each asset and its estimated market value.) Yes _____ No ☒

8. What are your monthly expenses?

Rent: \$ N/A Utilities: N/A

Food: \$ N/A Clothing: N/A

Charge Accounts: 0

Name of Account	Monthly Payment	Total Owed On This Account
<u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>

9. Do you have any other debts? (List current obligations, indicating amounts and to whom they are payable.)

COURT FEES IN N-DIST-COURT CIVIL CASE

I consent to prison officials withdrawing from my trust account and paying to the court the initial partial filing fee and all installment payments required by the court.

I declare under the penalty of perjury that the foregoing is true and correct and understand that a false statement herein may result in the dismissal of my claims.

10/21/07

DATE

[Signature]
SIGNATURE OF APPLICANT

PROOF OF SERVICE BY MAIL

(C.C.P. Section 101a #2105.5, 20 U.S.C. 1746)

I, PABLO PIÑA D-28079, am a resident of Pelican Bay State Prison, in the County of Del Norte, State of California. I am over eighteen (18) years of age and am a party to the below named action.

My Address is: P.O. Box 7500, Crescent City, CA 95531.

On the 21ST day of OCTOBER, in the year of 2007, I served the following documents: (set forth the exact title of documents served)

1- PETITION OF WRIT OF MANDAMUS.

on the party(s) listed below by placing a true copy(s) of said document, enclosed in a sealed envelope(s) with postage thereon fully paid, in the United States mail, in a deposit box so provided at Pelican Bay State Prison, Crescent City, CA 95531 and addressed as follows:

JUDGE JAMES WARE.
NORTHERN DISTRICT COURT
SAN JOSE DIVISION
280 SOUTH FIRST ST.
SAN JOSE, CALIF 95113

ATTY. GENERALS OFFICE
SAN FRANCISCO, CALIF 94102

I declare under penalty of perjury that the foregoing is true and correct.

Dated this 21ST day of OCTOBER, 2007.

Signed: _____

Pablo Piña
(Declarant Signature)